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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/908,966	07/19/2001	Christopher McCormick	ELT-002 (6281/6)	6828
21323	7590	02/08/2006	EXAMINER	
TESTA, HURWITZ & THIBEAULT, LLP			SUHOL, DMITRY	
HIGH STREET TOWER				
125 HIGH STREET			ART UNIT	PAPER NUMBER
BOSTON, MA 02110			3714	

DATE MAILED: 02/08/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

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Response to Rule 312 Communication	Application No.	Applicant(s)	
	09/908,966	MCCORMICK ET AL.	
	Examiner	Art Unit	
	Dmitry Suhol	3725	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. The amendment filed on 05 January 2005 under 37 CFR 1.312 has been considered, and has been:

- a) entered.
- b) entered as directed to matters of form not affecting the scope of the invention.
- c) disapproved because the amendment was filed after the payment of the issue fee.
Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.
- d) disapproved. See explanation below.
- e) entered in part. See explanation below.

The 312 amendment made of record 1/5/2005 appears to make identical changes to the claims covered by examiners amendment dated 1/12/2005. Therefore in order to avoid confusion since the changes to the claims are identical to ones made by examiner the 312 amendment is not approved.

